

The reply filed on 21 August 2008 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

The amendments to claims 4, 7-8, 11-12, 15-16, 18, 23 and 28 do not comply with 37 CFR 1.121(c) because they recite changes from the previous versions of the claims, but they do not indicate that such changes were made. Specifically, the following words in the claims were changed from being italicized in the previous amendment to being of regular format in the instant amendment. If Applicant wishes to de-italicize these words, then the original italicized versions should be struckthrough, and the new versions should be underlined.

In claims 4, 7-8, and 23, line 2, "barstar" has been de-italicized.

In claim 11, line 4, "hpt" has been de-italicized.

In claims 12 and 28, line 2, "bar" has been de-italicized.

In claim 15, line 2, "Brassica juncea" has been de-italicized.

In claim 16, parts (iv) and (v), "bamase" and "barstar" have been de-italicized.

In claim 18, line 2, "Agrobacterium" has been de-italicized.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

/David T Fox/
Primary Examiner, Art Unit 1638

November 13, 2008